

**In the United States District Court
for the Southern District of Georgia
Brunswick Division**

FILED
U.S. DIST. COURT
BRUNSWICK DIV.

2006 JAN 27 P 1:07

CLERK *[Signature]*
S.D. OF GA.

UNITED STATES OF AMERICA : CRIMINAL ACTION
v. :
JAMES C. GARDNER : NO. CR203-015-01

O R D E R


Responding to Defendant's motion of January 10, 2006, requesting clarification as to why his federal sentence did not start on the date he was sentenced, Gardner has previously filed several motions with the Court requesting that the federal sentence be credited for the days he spent in the Columbia Care Center, November 12, 2003, through March 23, 2004. Each of his requests was denied because he had received credit for the aforementioned period of time by the Georgia Department of Corrections on the state sentence he was serving at the time he was pending sentencing in this Court.

There is no order by this Court that the federal sentence would be concurrent with the state sentence he was then serving. Accordingly, Gardner was not entitled to any credit

toward his federal sentence until he had completed his state sentence.

As a result, Defendant's motion is hereby **DENIED**.

SO ORDERED, this 27th day of January, 2006.

A handwritten signature in cursive script, appearing to read "Anthony J. Owens", is written over a horizontal line.

JUDGE, UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF GEORGIA